07 - CPCN - 56

RECEIVED



Certificate of Public Convenience and Necessity Application

Sussex County

NorthWest Sussex



December 13, 2007

Mr. Kevin Neilson Public Service Commission 861 Silver Lake Blvd. Suite 100 Dover, DE 19904

Re: CPCN Application - NorthWest Sussex

Dear Mr. Neilson;

Enclosed you will find the CPCN application for the NorthWest Sussex area located in Sussex County, Delaware.

Two original and ten copies of the application have been included. A check payable to the Public Service Commission in the amount of \$300.00 has also been included for the application fee. If I can be of further assistance upon your review, please do not hesitate to contact me at 302-734-7500 Ext. 1014.

Respectfully,

Joseph C. Cuccinello CPCN Coordinator

Tidewater Utilities, Inc.

cc: Mr. Willard Preston, SFMO w/enclosures

cc: Mr. Ed Hallock, DPH w/enclosures

cc: Mr. Kevin Donnelly, DNREC w/enclosures

APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY REQUIRED TO BEGIN OR EXPAND THE BUSINESS OF A PUBLIC WATER UTILITY

BEFORE THE PUBLIC SERVICE COMMISSION

Application Fee

\$300 for filing each extension to a CPCN

\$750 for filing each original application for new water utility 26 Del. C. §114(a)

This form of application must be filed for each new and expanding water system pursuant to 26 <u>Del. C.</u> §203C.

W		ER UTILI	TIES: NorthWest Sussex application:
	1.	a	
		b	. Water supply in the proposed service area is insufficient to meet the projected demand; {26 <u>Del. C.</u> , §203C (d)(2)(b)}; or
		c	The applicant is in possession of a signed service agreement with the developer of a proposed subdivision or development, which subdivision or development has been duly approved by the respective county government; {26 Del. C., §203C (e)(1)(a)}; or
		X_d.	The applicant is in possession of a petition signed by a majority of the parcel owners of the proposed territory to be served; {26 <u>Del. C.</u> , §203C (e)(1)(b)}; or Exhibit A
		e.	The applicant is in possession of a duly certified copy of a resolution from the governing body of a county or municipality requesting the applicant to provide service to the proposed territory to be served; {26 <u>Del. C.</u> , §203C (e)(1)(c)}.
	2.	adequate	a Certificate of Public Convenience and Necessity ("CPCN") to provide water service to customers and meet the Regulations Governing Drinking andards of the State Board of Health for human consumption {26 Del. C., §203C(a)}.
	3.	Tidewate application	r Utilities, Inc. requests an informal fact finding procedure during review of on.
4.		T 1	full legal name and address of Applicant: idewater Utilities, Inc. 100 South Little Creek Road lover, Delaware 19901
	 2. 3. 	(b.) F	ull name of the Utility's designated representative: oseph C. Cuccinello mily R. Opdyke
			hone no: 302-734-7500 X1014 or X1012
		` '	ax no: 302-734-9297
		(e.) E	mail address: icuccinello@Tuiwater.com or eopdyke@tuiwater.com

- 5. Supporting documentation required by 26 <u>Del. C.</u> §203E(1), including evidence that all landowners of the proposed territory have been notified of application: **Exhibit B**
- 6. A complete list of county tax map parcel number(s) for the area covered by the application: Exhibit C

- 7. A complete list of county tax map parcel number(s) with corresponding names and addresses of property owners and a copy of the tax map(s) for the area: **Exhibit C**
- 8. The Applicant hereby certifies that the extension will satisfy the provisions of 26 <u>Del. C.</u> §403C, including:
 - (a.) The Applicant is currently furnishing water to its present customers in Delaware in such a fashion that water pressure at every house supplies is at least 25 psi at all times at the service connection.
 - (b.) The Applicant shall furnish water to the house or separate location of each new customer in the Delaware at a pressure of at least 25 psi at each location or house at all times at the connection while continuing also to supply each old customer at a pressure of at least 25 psi at each house at all times at the service connection.
 - (c.) The Applicant is currently not subject to any Order issued by the Commission finding that Tidewater Utilities, Inc. has materially failed to provide adequate or proper safe water services to existing customers.
- 9. Copies of petitions signed by landowners showing a majority of the parcel owners of the proposed territory to be served agree with the filing of a CPCN to permit Applicant to provide them with public water. Exhibit A
- 10. (a.) A copy of the application must be sent to State Fire Marshall, Public Health Department, and Department of Natural Resources.
 - 1.) The current status of such application is: Sent
 - (b.) The Applicant provides the following additional information with this application;
 - 1.) A corporate history including dates of incorporation, subsequent acquisitions and/or mergers, On PSC File
 - 2.) A chart, which depicts the inter-company relationships, On PSC File
 - 3.) A map identifying all areas, including all towns, cities, counties and other governments subdivisions to which service is already provided, **On PSC File**
 - 4.) All copies of Applicant's annual reports to stockholders and that of its subsidiaries, and parent for the last two years, **On PSC File**
 - 5.) Applicant's audited financial statements, 10K's and all proxy material for the last two years, On PSC File
 - 6.) Any additional information required by PSC Staff will be made available on request.

Gerard L. Esposito

Respectfully submitted,

President

Certification of Landowner Information Accuracy

By submitting this application, Tidewater Utilities, Inc. hereby certifies that we have reviewed the appropriate tax or land record documents; and that according to those documents, the landowners identified in the parcel lists are the landowners of record and that the petitions contained in this application have been signed by the landowners of record.

Joseph C. Cuccinello

EXHIBIT

In accordance with 26 Delaware Code 203-C., I/we, the undersigned, as the recorded property owners according to current tax records for the following property/properties, request to be included in the water service territory of Tidewater Utilities, Inc. I/We understand that the majority of the property owners must sign this petition in order for Tidewater Utilities, Inc to apply for a Certificate of Public Convenience and Necessity (CPCN) in order to provide water service to the following property/properties:

Tax Parcel Number(s): 530-9.00-32.02

Property Owner(s): Joseph & Elizabeth Cuccinello

Owner's Signature(s): X Joseph Cucculy

Date: 8/17/07

Owner's Signature(s):

X Elizabeth (uccinello Date:

Please sign and date at the $oldsymbol{X}$ and then return the signed petition to the following address:

Tidewater Utilities, Inc. 1100 S. Little Creek Road Dover, DE 19901

new address

12485 Woodbridge RA Breenwood De 19950

7.07-045

In accordance with 26 Delaware Code 203-C., I/we, the undersigned, as the recorded property owners according to current tax records for the following property/properties, request to be included in the water service territory of Tidewater Utilities, Inc. I/We understand that the majority of the property owners must sign this petition in order for Tidewater Utilities, Inc to apply for a Certificate of Public Convenience and Necessity (CPCN) in order to provide water service to the following property/properties:

Tax Parcel Number(s):

530-13.00-40.00

530-13.00-39.00

Property Owner(s):

William B. Beebe

2832 Grubb Road

Wilmington, DE 19810

Owner's Signature(s): X Milliam Saebe

Date: 9-17-07

Owner's Signature(s): X William Beele

Date: 9-17-67

Please sign and date at the x and then return the signed petition to the following address:

> Tidewater Utilities, Inc. 1100 S. Little Creek Road Dover DE 19901

1. 1. 1. W.

P-07-0425

In accordance with 26 Delaware Code 203-C., I/we, the undersigned, as the recorded property owners according to current tax records for the following property/properties, request to be included in the water service territory of Tidewater Utilities, Inc. I/We understand that the majority of the property owners must sign this petition in order for Tidewater Utilities, Inc to apply for a Certificate of Public Convenience and Necessity (CPCN) in order to provide water service to the following property/properties:

Tax Parcel Number(s):	430-8.00-2.00	
Property Owner(s):	Hunsberger Family Partners LP 14478 Sugar Hill Road Greenwood, DE 19950	
Owner's Signature(s):	of The John	Date: 9/21/07
Owner's Signature(s): X		Date:

Please sign and date at the $oldsymbol{x}$ and then return the signed petition to the following address:

Tidewater Utilities, Inc. 1100 S. Little Creek Road Dover. DE 19901

NWSussey

In accordance with 26 Delaware Code 203-C., I/we, the undersigned, as the recorded property owners according to current tax records for the following property/properties, request to be included in the water service territory of Tidewater Utilities, Inc. I/We understand that the majority of the property owners must sign this petition in order for Tidewater Utilities, Inc to apply for a Certificate of Public Convenience and Necessity (CPCN) in order to provide water service to the following property/properties:

Tax Parcel Number(s):

530-13.00-30.00

Property Owner(s):

Woodbridge Board of Education

16359 Sussex Hwy

Bridgevike, DE 19933

Owner's Signature(s): X

Date: 9/18/07

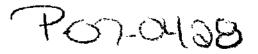
Owner's Signature(s): X

Data: 9/ 18

Please sign and date at the X and then return the signed petition to the following address:

Tidewater Utilities, Inc. 1100 S. Little Creek Road Dover DF 19901

NWSussey



In accordance with 26 Delaware Code 203-C., I/we, the undersigned, as the recorded property owners according to current tax records for the following property/properties, request to be included in the water service territory of Tidewater Utilities, Inc. I/We understand that the majority of the property owners must sign this petition in order for Tidewater Utilities, Inc to apply for a Certificate of Public Convenience and Necessity (CPCN) in order to provide water service to the following property/properties:

Tax Parcel Number(s):

131-10.00-18.00

Property Owner(s):

Edward J. Soboczenski Revocable Trust

Phyllis J. Soboczenski Trustee of Phyllis J. Soboczenski

Rovocable Trust 570 Pilottown Road Lewes, DE 19958

Owner's Signature(s): X (direct)

£ 1

Owner's Signature(s)

Date: 9/20/0

Please sign and date at the X and then return the signed petition to the following address:

Tidewater Utilities, Inc. 1100 S. Little Creek Road Dover, DE 19901

NWSussex

907-0131

EXHBIT B



October 17, 2007

Certified Mail # 7004 1160 0005 9457 2436

Joseph & Elizabeth Cuccinello 12485 Woodbridge Road Greenwood, DE 19950

Dear Joseph & Elizabeth Cuccinello

Pursuant to Title 26, § 203C(e) of the Delaware Code, an application for a Certificate of Public Convenience and Necessity (CPCN) will be submitted to the Delaware Public Service Commission on or about November 16, 2007. In accordance with the petition you have recently signed, your properties have been included within an area Tidewater Utilities, Inc. intends to serve with public water and we are required to inform you of certain information. The area to be served is tax parcel number 530-9.00-32.02 located in Sussex County, Delaware. If you agree to the inclusion of your property in the proposed service area, no action on your part is required.

Pursuant to current law, you may file an objection to receiving water service from Tidewater Utilities, Inc. Under Delaware law, the Public Service Commission cannot grant a CPCN to Tidewater Utilities, Inc. for the proposed service area, including your property, if a majority of the landowners in the proposed service area object to the issuance of the CPCN. If you object to receiving water service from Tidewater Utilities, Inc., you must notify the Commission, in writing, within sixty days of you receipt of this notice or within thirty days of the filing of a completed application for a CPCN, whichever is greater.

Pursuant to current law, you may also elect to opt-out of inclusion in the proposed service area. The term "opt-out" means that you decide that you do not want to receive water service from Tidewater Utilities, Inc., even if a majority of the landowners in the proposed service area do elect to receive water service from Tidewater Utilities, Inc. If you do decide that you do not want to receive water service from Tidewater Utilities, Inc. and instead wish to opt-out, you must notify the Commission, in writing, within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.

You may also request a public hearing on this matter. A request for a public hearing must be made in writing to the Commission within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.

The written notice of your decision to object to the issuance of the CPCN, to opt-out of receiving water service from Tidewater Utilities, Inc., and/or your written request for a public hearing, shall be sent to the Secretary of the Public Service Commission at the following address:

You may also request a public hearing on this matter. A request for a public hearing must be made in writing to the Commission within sixty days of your receipt of this notice or within thirty days of the filing of the completed application for a CPCN, whichever is greater.

The written notice of your decision to object to the issuance of the CPCN, to optout of receiving water service from Tidewater Utilities, Inc., and/or your written request for a public hearing, shall be sent to the Secretary of the Public Service Commission at the following address:

861 Silver Lake Blvd. Suite 100 Dover, DE 19904

Any written notice you send to the Commission must include the description of the service area referred to in paragraph (1) above and the name of the applicant so the Commission will be able to identify the CPCN application to which your notice is related.

Questions regarding objections, opt-outs, and hearings may be directed to:

Commission Secretary 861 Silver Lake Blvd. Suite 100 Dover DE, 19904 302-739-4247

If you should have any questions, please contact me at 302-734-7500 x1014.

Sincerely,

Joseph C. Cuccinello

gh c. c.lo

CPCN Coordinator

Tidewater Utilities Inc.



October 17, 2007

Certified Mail # 7004 1160 0005 9457 2442

William B. Beebe 2832 Grubb Road Wilmington, DE 19810

Dear William B. Beebe

Pursuant to Title 26, § 203C(e) of the Delaware Code, an application for a Certificate of Public Convenience and Necessity (CPCN) will be submitted to the Delaware Public Service Commission on or about November 16, 2007. In accordance with the petition you have recently signed, your properties have been included within an area Tidewater Utilities, Inc. intends to serve with public water and we are required to inform you of certain information. The area to be served is tax parcel number 530-13.00-39.00 and 530-13.00-40.00 located in Sussex County, Delaware. If you agree to the inclusion of your property in the proposed service area, no action on your part is required.

Pursuant to current law, you may file an objection to receiving water service from Tidewater Utilities, Inc. Under Delaware law, the Public Service Commission cannot grant a CPCN to Tidewater Utilities, Inc. for the proposed service area, including your property, if a majority of the landowners in the proposed service area object to the issuance of the CPCN. If you object to receiving water service from Tidewater Utilities, Inc., you must notify the Commission, in writing, within sixty days of you receipt of this notice or within thirty days of the filing of a completed application for a CPCN, whichever is greater.

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If you should have any questions, please contact me at 302-734-7500 x1014.

Sincerely,

Joseph C. Cuccinello CPCN Coordinator

gh c. c.lo

Tidewater Utilities Inc.



October 17, 2007

Certified Mail # 7004 1160 0005 9457 2450

Hunsberger Family Partners LP 14478 Sugar Hill Road Greenwood, DE 19950

Dear Hunsberger Family Partners LP

Pursuant to Title 26, § 203C(e) of the Delaware Code, an application for a Certificate of Public Convenience and Necessity (CPCN) will be submitted to the Delaware Public Service Commission on or about November 16, 2007. In accordance with the petition you have recently signed, your properties have been included within an area Tidewater Utilities, Inc. intends to serve with public water and we are required to inform you of certain information. The area to be served is tax parcel number 430-8.00-2.00 located in Sussex County, Delaware. If you agree to the inclusion of your property in the proposed service area, no action on your part is required.

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If you should have any questions, please contact me at 302-734-7500 x1014.

Sincerely,

Joseph C. Cuccinello CPCN Coordinator

gh c. c.

Tidewater Utilities Inc.



October 17, 2007

Certified Mail # 7004 1160 0005 9457 2467

Woodbridge Board of Education 16359 Sussex Hwy Bridgeville, DE 19933

Dear Woodbridge Board of Education

Pursuant to Title 26, § 203C(e) of the Delaware Code, an application for a Certificate of Public Convenience and Necessity (CPCN) will be submitted to the Delaware Public Service Commission on or about November 16, 2007. In accordance with the petition you have recently signed, your properties have been included within an area Tidewater Utilities, Inc. intends to serve with public water and we are required to inform you of certain information. The area to be served is tax parcel number 530-13.00-30.00 located in Sussex County, Delaware. If you agree to the inclusion of your property in the proposed service area, no action on your part is required.

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Sincerely,

Joseph C. Cuccinello **CPCN** Coordinator

Tidewater Utilities Inc.

gh c.c.



October 17, 2007

Certified Mail # 7004 1160 0005 9457 2474

Edward J. Soboczenski Revocable Trust & Phyllis J. Soboczenski Trustee of Phyllis J. Soboczenski Rovocable Trust 570 Pilottown Road Lewes, DE 19958

Dear Edward J. Soboczenski Revocable Trust & Phyllis J. Soboczenski Trustee of Phyllis J. Soboczenski Rovocable Trust

Pursuant to Title 26, § 203C(e) of the Delaware Code, an application for a Certificate of Public Convenience and Necessity (CPCN) will be submitted to the Delaware Public Service Commission on or about November 16, 2007. In accordance with the petition you have recently signed, your properties have been included within an area Tidewater Utilities, Inc. intends to serve with public water and we are required to inform you of certain information. The area to be served is tax parcel number 131-10.00-18.00 located in Sussex County, Delaware. If you agree to the inclusion of your property in the proposed service area, no action on your part is required.

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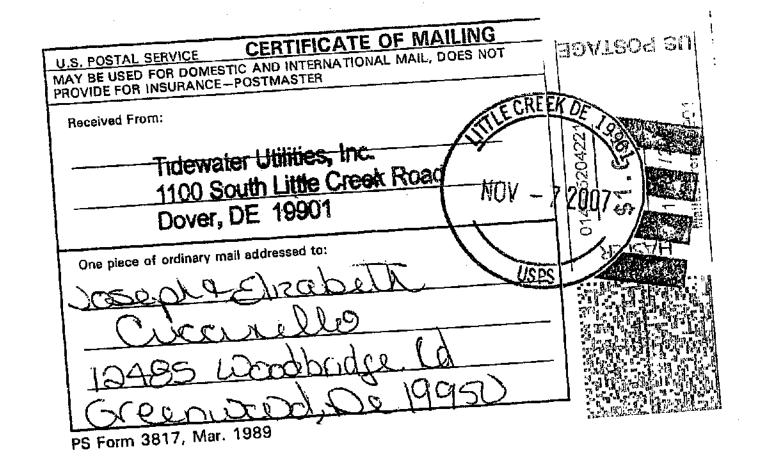
Sincerely,

Joseph C. Cuccinello

CPCN Coordinator

Tidewater Utilities Inc.

gh c. c.lo



TIDEVATER
UTILITIES, INC.

1100 South Little Creek Road Dover, DE 19901





7004 1160 0005 9457 2436



0/18

11003

11/2

Joseph & Elizabeth Cuccinello 12485 Woodbridge Road Greenwood, DE 19950

MIXIE

197 SE 1

25 11/04/07 NO

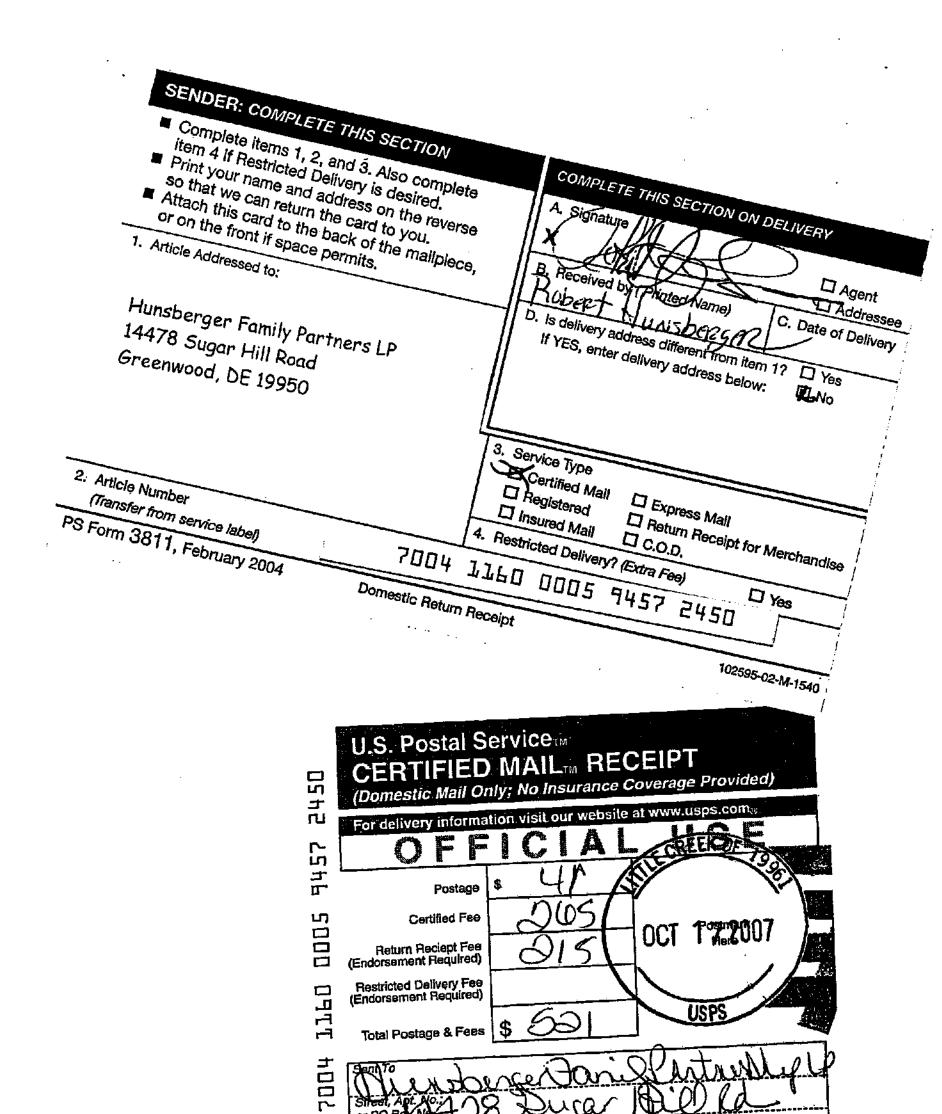
RETURN TO SENDER UNCLAIMED UNABLE TO FORWARD

BC: 19901472700

*1127-08472-17-4:



	SENDER: COMPLETE THE Complete items 1, 2, and item 4 if Restricted Deliver Print your name and address that we can return the coron the front if space per 1. Article Addressed to	73. Also complete Pry is desired.	COMPLETE THIS SECTION Signature	ON DELIVERY
	or on the front if space pen 1. Article Addressed to: William B. Beebe 2832 Grubb Road	mits. B.	Received by (Printed Name) All MING delivery address Operent from ES, enter delivery address in the control of the control	C. Date of Deliver
	Wilmington, DE 19810	3. Servi	≈ 18809	LI No
•	2. Article Number (Transfer from service label) PS Form 3811, February 2004	7004 11LD	rtffled Mail D Express Mail D Return Received Mail D C.O.D. Sed Delivery? (Extra Fee)	elpt for Merchandise
			· Washing	102595-02-M-1540





y	
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature X ROCCA L Addressee B. Received by (Printed Name) C. Date of Delivery D. is delivery address different from item 1? Yes
Article Addressed to: Woodbridge Board of Education	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
16359 Sussex Hwy	
Bridgeville, DE 19933	3. Service Type Certified Mail Registered Return Receipt for Merchandise C.O.D.
-	4. Restricted Delivery? (Extra Fee)
2. Article Number 7 [[34 1160 0005 9457 2467
PS Form 3811, February 2004 Domestic Ref	turn Receipt 102595-02-M-1540



1 30 %		•		_			
SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY					
 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		A. Signature X					
1. Article Addressed to: Cawara J. Soboczenski Kevocable Trust & Phyllis J. Soboczenski Trustee of Phyllis J. Soboczenski Rovocable Trust			•	different fro		Armen	
\$570 Pilottown Road Lewes, DE 19958		☐ Reg	tified Mail listered ured Mail	☐ Expres ☐ Return ☐ C.O.D	Receip	ot for Merchandise	
Article Number (Transfer from service label)	7004			9457			
PS Form 3811, February 2004	omestic Ret	ım Receipt	<u> </u>			102595-02-M-1540	

EXHIBIT C

Exhibit C

FirstName1	LastName1	StreetNumber	City	ST	Zip	Tax1	A1	Tax2	A2
Joseph & Elizabeth	Cuccinello	12485 Woodbridge Road	Greenwood	DE	19950	530-9.00-32.02	1.02		
William B.	Beebe	2832 Grubb Road	Wilmington	DΕ	19810	530-13.00-39.00	8.81	530-13.00-40.00	12.48
	Hunsberger Family Partners LP	14478 Sugar Hill Road	Greenwood	DE	19950	430-8.00-2.00	230.62		
	Woodbridge Board of Education	16359 Sussex Hwy	Bridgeville	DE	19933	530-13.00-30.00	128.34		
	Soboczenski Revocable Trust & Phyllis J. Soboczenski Trustee of Phyllis J. Soboczenski								
Edward J.	Rovocalbe Trust	570 Pilottown Road	Lewes	DE	19958	131-10.00-18.00	36.47		

MAPS

SEE ORIGINALS INDOCKET